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DATE: May 16, 2005
TO: PETRAVICK, MEREDITH C., group art 3671
FAX #: 1-703-872-9306
FROM: Cindy Parrish for Kimberly Chasteen
DIRECT DIAL #: 757-249-7106
NUMBER OF PAGES
 (including coversheet): 24

RE:

Application Number: 09/825,176
 Title: Trimmer Attachment for Lawn Mowers and Tractors
 Filing Date: April 3, 2001
 Inventor: James D. Mitchell, Jr.

MESSAGE: Attached please find the Notice of Appeal filed May 14, 2003, Certificate of Transmittal and the fax transmittal confirmation showing that the fax did go through on that date. Also attached please find Petition for Extension of Time and Response filed on that same date, with a separate Certificate of Transmittal and fax transmittal confirmation for May 14, 2003. If you have any questions concerning these filings, please contact Attorney Kimberly Chasteen at 757-249-7102 or her paralegal, Cindy Parrish at 757-249-7106. The application has been abandoned due to failure to respond to Office Action, but these transmittals prove the Office Action Response was in fact filed in a timely manner. Please re-instate the application for examination. Thank you for your assistance in this matter.

Atty. # or User ID: 2011	Client/Matter #: 029079.0001	Recipient's Telephone #: (571)272-6995
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05/14/03 13:16 FAX 757 249 5109

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*** TX REPORT ***

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FROM: Gail S. Morgan
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TO: M. Petravick

FROM: Gail S. Morgan

DATE: Wednesday, May 14, 2003

FAX #: 703.305.3597

CLIENT #:

Pages, including coversheet: 4

Re: Application Number: 09/825,176
Application of: James D. Mitchell, Jr.
Title: Trimmer Attachment for Lawn Mowers

Attached:

Certificate of Transmission
Notice of Appeal (in duplicate)

Williams Mullen Clark & Dobbins

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Harbor Bank Center, Suite 210 One Old Oyster Point Road Newport News, VA 23602-7119 Tel: 757.249.5100 Fax:
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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (Fax No. (703) 305-3597).
On May 14, 2003.

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Gail S. Morgan

Signature

Gail S. Morgan

¶

PTO/SB/31 (05-03)

Approved for use through 4/30/2003. OMB 0551-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 029079.0001	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>May 14, 2003</u>		In re Application of Mitchell, Jr., James D.	
Signature <u>Gail S. Morgan</u>		Application Number 09/825,176	Filed 4/3/2001
Typed or printed name <u>GAIL S. MORGAN</u>		For Trimmer Attachment for Lawn Mowers . . .	
		Art Unit 1675	Examiner Petravick, M.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ \$320

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \$160

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0766. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a): _____

Kimberly A. Chasteen
Signature
Kimberly A. Chasteen
Typed or printed name
757-249-5100
Telephone number
May 14, 2003
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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